

10/15/1058

DT04 Rec'd PCT/PTO 12 OCT 2004
487.1094

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: To Be Assigned Art Unit: To Be Assigned

Re: Application of: **Klaus OBENDIEK**

Serial No.: To Be Assigned

Filed: Herewith as national phase of International
Application No. PCT/DE03/01215,
filed April 11, 2003

For: **FOLDING TOP FOR A CABRIOLET
VEHICLE**

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

October 12, 2004

Sir:

In accordance with the provisions of 37 C.F.R. § 1.97, Applicant hereby makes of record the documents listed on the accompanying PTO-1449 Form (1 page) for consideration by the Examiner in connection with the examination of the above-identified patent application. While the references are being submitted herewith, some or all of the references may not constitute prior art under the U.S. patent laws.

This Information Disclosure Statement is filed under 37 C.F.R. §1.97 (b), before the mailing date of a First Office Action. Therefore, no fee is believed due.

In the event any additional fee is due in connection with this response or if any fee has been overpaid, the deficiency or overpayment should be charged to our Deposit Account No. 50-0552.

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It is respectfully requested that the references cited in the accompanying PTO-1449 form be considered and made of record. It is respectfully submitted that the pending claims are patentable over all of the references made of record at this time.

Respectfully submitted,

DAVIDSON, DAVIDSON & KAPPEL, LLC

By: _____

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(Signing for Thomas P. Carty, Reg. No. 44, 586)

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FORM PTO-1449 (REV. 7-80)		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE							ATTY. DOCKET NO.: 487.1094		SERIAL NO.: To be assigned 10/511058				
									APPLICANT(S): Klaus OBENDIEK						
									FILING DATE: Herewith		GROUP: To be assigned				
U.S. PATENT DOCUMENTS															
*EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE		
	AA	6	5	0	2	8	9	2	Jan. 7, 03	Eberle	296	108			
	AB	6	4	2	5	6	2	2	Jul. 30, 02	Eberle	296	108			
	AC	6	5	1	1	1	1	8	Jan. 28, 03	Liedmeyer et al.	296	107.17			
	AD	6	4	7	8	3	6	2	Nov. 12, 02	Obendiek	296	108			
	AE	6	4	1	9	2	9	6	Jul. 16, 02	Ditner et al.	296	107.18			
	AF	5	7	6	9	4	8	3	Jun. 23, 98	Danzl et al.	296	107			
FOREIGN PATENT DOCUMENTS															
		DOCUMENT NUMBER							DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION		
		AG	19	8	0	5	4	7	7	Aug. 5, 99	DE-Germany			YES	NO
		AH	10	0	0	6	2	9	0	May 31, 01	DE-Germany			English abstract, ISR of PCT/DE03/01215; Related to US'892	
		AI	10	0	0	6	2	9	6	May 17, 01	DE-Germany			English abstract, Related to US'622	
		AJ	10	0	3	9	6	8	3	Mar. 7, 02	DE-Germany			English abstract, ISR of PCT/DE03/01215, Related to US'118	
		AK	10	1	0	8	4	9	3	Sep. 13, 01	DE-Germany			English abstract, ISR of PCT/DE03/01215, Related to US'362	
		AL	19	9	3	4	6	7	3	Jan. 25, 01	DE-Germany			English abstract, ISR of PCT/DE03/01215	
		AM	19	9	5	7	4	2	7	Mar. 22, 01	DE-Germany			English abstract, ISR of PCT/DE03/01215, related to US'296	
		AN	4	4	3	5	2	2	2	Nov. 2, 95	DE-Germany			English abstract, ISR of PCT/DE03/01215, related to US'483	
OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)															
	AO														
	AP														
	AQ														
EXAMINER									DATE CONSIDERED						
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.															